



## ELECTIONS, ETHICS, AND VOTER COMPLAINT FORM

### NEW MEXICO OFFICE OF THE SECRETARY OF STATE

Ethics Division, Bureau of Elections

325 Don Gaspar, Suite 300 | Santa Fe, New Mexico 87501

(505) 827-3600 or Toll-free 1(800)477-3632

By my signature below, I verify that the allegations contained in this complaint, along with the attachments and exhibits hereto, are true and correct to the best of my knowledge and belief, and that I believe the allegations herein violate New Mexico election and/or ethics law.

#### COMPLAINANT'S INFORMATION (Person/organization filing out this complaint)

Name or Organization: ELIZABETH A. HONCE  
Address: 7800 Phoenix NE, Suite C  
City: Albuquerque State: NM Zip: 87110  
Phone: 505-410-3861 Email: ehoncelawyer@gmail.com  
Preferred method of written communication: email

#### RESPONDENT'S INFORMATION (Person/organization complainant is being filed against)

Name or Organization: LIBERTARIAN PARTY OF NEW MEXICO  
Contact Person: Chris Luchini  
Address: 8100 Wyoming Blvd NE, Suite M4, #341  
City: ALBUQUERQUE State: NM Zip: 87113  
Phone: 505-225-1119 Email: chris@lpnm.us

Attached hereto are \_\_\_\_\_ pages which reasonably describe the actions or inactions which I believe violate New Mexico election or ethics law, or HAVA.

Complainant's signature: [Signature] Date: May 7, 2018

*If you are an individual with a disability who needs assistance completing this form, please contact the Ethics Division.*

*For official use only, NM SOS complaint number: NM SOS # \_\_\_\_\_*

## AFFIDAVIT OF ELIZABETH A. HONCE

The Affiant, Elizabeth A Honce, hereby deposes and states:

1. I was the acting Chair of the Executive Committee of the Libertarian Party of New Mexico and Chair of the State Convention held April 8, 2017, at the University of New Mexico School of Law in Albuquerque, New Mexico.
2. Our Membership Chair, Ron Bjornstad, had placed the ad in the Albuquerque Journal two weeks previously as required by the election code, March 25, 2017, (**See Attachment 1 to my affidavit**), stating the time of the business meeting from 1:00-4:00 p.m. :  
  
    "1-7-3 Rules and Regulations; contents: (I) that notice of such meetings shall be published by the officers of the county party organization in a newspaper of general circulation at least fourteen days prior to the meeting and the notice shall specify the time, date and place for holding the meeting; and  
  
    "(J) a method for amending the party rules and regulations."  
  
3. The morning of the Convention, I arrived a bit early to help set up the tables and materials in order to be able to check in attendees to the Convention.
4. When it became time to call the Convention to Order and introduce the morning speakers, I left the check-in table and went into the Convention room. As I called the Convention to order, attendees Robert "Burly" Cain and David Clements stood up and made a motion to overturn the agenda and change the business meeting and voting to the morning instead of the time published in the newspaper, which was contrary to

state law. We tried to object but we were shouted down. The parliamentarian they brought with them said they could vote to overturn the agenda; and because many party members were not there in the morning, since the business meeting was advertised to take place in the afternoon, Cain and Clements and their cohorts were able to outvote those of us who objected.

5. I then looked over to Convention Secretary, Mike Blessing, and saw he had not yet started to take the minutes, and I told him to start taking minutes (**See Attachment 2 to my affidavit**).

6. We had published that the business meeting would start at 1:00 p.m., since we wanted county chairs to meet with their constituents before the voting in earnest would begin at 2:00 p.m. and run til at least 4:00 p.m., but 5:00 p.m. if necessary.

7. Attendees started to show up for the business meeting in the afternoon and found they had been disenfranchised, as most of the votes had taken place already. These attendees were very upset, but Cain and Clements did not care and would not make it right.

8. Cain and Clements and their cohorts were very hostile to other party members and would not permit anyone to explain they were breaking state law and needed to abide by what had been published in the paper.

9. Since the hostile takeover of the Libertarian Party of New Mexico on April 8, 2018, party members Elisheva Levin and Jay Vandersloot have spoken with current party members on several occasions and advised them of the breach of state law and that they need to make it right, and yet they refuse to acknowledge their party is illegitimate.

10. Instead, they held a 2018 Libertarian Party of New Mexico State Convention and nominated candidates, even though they were informed the candidates they nominated were most likely illegitimate.

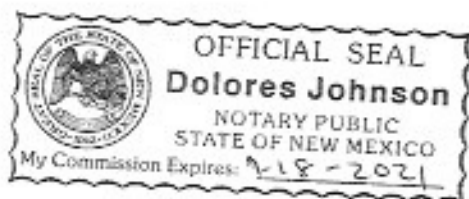
11. Additionally, this illegitimate party appointed three different party Chairs in eight months, in a manner contrary to their bylaws and has attempted to change bylaws without a vote.

Further, Affiant sayeth naught.

  
ELIZABETH A. HONCE  
Affiant

STATE OF NEW MEXICO        )  
  )        ss.  
COUNTY OF BERNALILLO    )

Subscribed and sworn to before me on this, the 7<sup>th</sup> day of May, 2018.



  
NOTARY PUBLIC

My Commission Expires: 7-18-2021

# AFFIDAVIT OF PUBLICATION

## STATE OF NEW MEXICO

County of Bernalillo SS

Bernadette Gonzales, the undersigned, on oath states that she is an authorized Representative of The Albuquerque Journal, and that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Laws of 1937, and that payment therefor has been made or assessed as court cost; that the notice, copy of which hereto attached, was published in said paper in the regular daily edition, for 1 time(s) on the following date(s):

03/25/2017

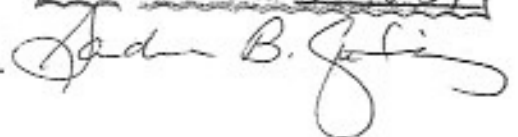
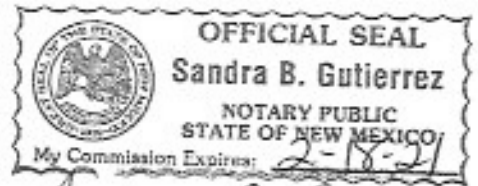


Sworn and subscribed before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this 25 day of March of 2017

PRICE \$8.79


Statement to come at the end of month.

ACCOUNT NUMBER 1043651



ATTACHMENT 1

The Libertarian Party of New Mexico will hold its annual convention and business meeting on April 8th at the UNM Law School, 1117 Stanford NE, Albuquerque, Room 2401. The convention will run from 10:00 a.m. to 4:00 p.m. The business meeting will begin at 1:00 pm. Attendees to business meeting must provide a picture ID and a voter registration card.  
Journal March 25, 2017

<p>operated and/</p> <p>The Refunded</p> <p>and the campus,</p> <p>cated at the fol-</p> <p>que</p> <p>que</p> <p>ue</p>	<p>New Mexico.</p> <p><b>JAMES NOEL</b>  Clerk of the District Court  Children's Court Division  By: /s/ Lidia Solis,  Deputy</p> <p>Journal: March 25; April 1 &amp; 8,  2017</p> <hr/> <p><b>The Libertarian Party of New Mexico</b> will hold its annual convention and business meeting on April 8th at the UNM Law School, 1117 Stanford NE, Albuquerque, Room 2401. The convention will run from 10:00 a.m. to 4:00 p.m. The business meeting will begin at 1:00 pm. Attendees to business meeting must provide a picture ID and a voter registration card.</p> <p>Journal: March 25, 2017</p> <hr/> 	<p>SECOND J</p> <p>LSF9 MAST  TRUST,  Plaintiff,  vs.  No.: D</p> <p>RAE LYNN  SPOUSE  ANAYA; C  PROPERTY  Defendant</p> <p>PEND</p> <p>STATE OF  fendants, F  The Unkno  Lynn Anaya</p> <p>You are he  above-name  ter Participa  civil action</p>
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**Office of the New Mexico Secretary of State**

**Instructions for Filing an Elections, Ethics, or Voter Complaint**

Complaints are accepted via hand-delivery, mail, facsimile, or e-mail. All contact information for our office is at the bottom of these instructions. Multiple methods of delivery are not necessary and electronically signed complaints are acceptable. If you do not have electronic signature capability, please print the electronically filled form, sign it, and submit it to our office.

Please indicate on your complaint form your preferred method of correspondence. All complaints require the following information:

- The complainant's name, address, and a working telephone number and/or a valid e-mail address;
- The complainant's signature (either electronic or original);
- The date the complainant signed the form;
- The respondent's name, address, and a working telephone number and/or a valid e-mail address; and
- A reasonably particular description of the allegations against the respondent, along with any exhibits or evidence supporting the allegations. These items are written separately from and submitted simultaneously with the Complaint Form.

Our statutory authority to investigate is limited to the following specific portions of state and federal law.

- Election Code and Campaign Practices (Chapter 1 NMSA);
- Lobbyist Regulation Act (Chapter 2, Article 11 NMSA);
- Municipal Election Code (Chapter 3, Articles 8 and 9 NMSA);
- School District Elections (Chapter 22, Article 6 and 7, NMSA);
- Governmental Conduct Act (Chapter 10, Article 16 NMSA);
- Financial Disclosure Act (Chapter 10, Article 16A NMSA); and
- Public Law 107-252, The Help America Vote Act of 2002 ("HAVA").

**We do not process or investigate anonymous complaints.** Complaints not containing the required information are returned to the complainant with a request to complete the missing information. We may also return complaints if further information or explanation of the allegations is needed by our office. All documents pertaining to a complaint are subject to inspection under the New Mexico Inspection of Public Records Act.

**Hand delivery and Mail:**

325 Don Gaspar, Suite 300  
Attn: Bureau of Elections, Ethics Division  
Santa Fe, New Mexico 87501

**Facsimile:**

(505) 827-8403

**E-mail:**

sos.ethics@state.nm.us

If you have any questions regarding filing your complaint or whether your complaint falls under the jurisdiction of the Secretary of State, please contact the Ethics Division.

ATTACHMENT 2

**Libertarian Party of New Mexico**  
**Minutes of the 2017 Annual State Convention**  
**Saturday, 8 April 2017**  
**UNM School of Law**

1. Mike Blessing appointed as Convention Recording Secretary by Acting State Chair Elizabeth Honce at 11:55 AM
2. Rebecca Lescombes, Savannah Despin and Beau Daniel Sanchez appointed as Vote Talliers by E. Honce.
3. Roll call of voting delegates – 47 present. 24 required for majority, 32 for two-thirds supermajority.
4. Motion by Ron Bjornstad to approve the Standing Rules as supplied in the Convention packets – seconded by Burly Cain and David Clements. Motion passed. (See Appendix A for Standing Rules)
5. Motion Burly Cain to add amendments to the LPNM Constitution and Bylaws to the previous agenda (supplied in the Convention Packet) between (e) and (f) of the Business meeting portion of the agenda – seconded by David Clements. Motion by Jed Murphy to call the question – seconded by Ginger Grider, motion passes. Main motion passes. (See Appendix B for Agenda)
6. Motion by David Clements – Proposed Amendment #1 as submitted by Burly Cain and David Clements –  
Amend Article III of the constitution by replacing the current language of subsection 3.1c, titled "Qualification," with: "To qualify for an Executive Office, a member must be in good standing at the time of election to Executive Office. Membership is defined in accordance with Section II of the constitution and bylaws."  
Motion seconded by Ginger Grider. Question called by Chris Luchini, seconded by Ginger Grider – question passes. Motion passes.
7. Motion by David Clements – Proposed Amendment #2 as submitted by Burly Cain and David Clements –  
Amend Article III, section 3.2a titled "Composition" by replacing the current language of the subsection with: "The State Party Central Committee shall be composed of caucus members of the Libertarian Party of New Mexico and comprised of the Executive Committee, six at-large representatives, two representatives from each congressional district, the Chairperson of each County Affiliate, one County At-Large Member residing in said county to be elected by a two-thirds majority vote of the County Central Committee or appointed for the full term by a two-third majority of the State Central Committee in the absence of a County Affiliate, to represent the first 50 or fewer registered Libertarian Party voters in said county, and County Affiliate Member seats to be apportioned within counties having greater than 50 registered Libertarian Party voters within said county after first subtracting 50 voters to account for the County At-Large Member seat, such representation to be calculated annually from the Secretary of State voter file, to be elected by a two-thirds majority of the County Affiliate Central Committee or appointed for the full-term by a two-thirds majority vote of the State Central Committee in the absence of a County Affiliate."  
Motion seconded by Ginger Grider, Jay Anthony Lawrence. Question called by Elizabeth Hanes, seconded by Tom Mahon – question passes. Motion passes.
8. Motion by Burly Cain – Proposed Amendment #3 as submitted by Burly Cain and David Clements –  
Amend Article IV, Section 4.2 titled 'Election and Terms of Executive Officers by renumbering the section to 4.2a and striking the final sentence, which reads "Vacancies of executive office shall be filled in accordance with Section 3.1(c) of this constitution."  
Motion seconded by Ginger Grider. Motion tabled by Burly Cain, tabling seconded by Jessica Murphy – tabling passes.
9. Motion by Burly Cain – Proposed Amendment #4 as submitted by Burly Cain and David Clements –  
Amend Article IV, to add a numbered Section 4.2b to read: "Votes cast for 'None of the Above' (NOTA) in voting on the Party's nominees for Executive Officers, to include the Chairperson, Vice Chairperson, Secretary and Treasurer, shall be considered valid. Should a majority of the votes be cast for 'None of the Above' be cast in the Executive Officer balloting, no candidate shall be nominated for that office. Should 'None of the Above' be selected for any Executive Officer position, that position shall be declared vacant and none of the losing candidates for that position may be selected to fill the vacancy for that term of office. Should 'None of the Above' be selected for any Executive Officer positions, then the Central Committee may, by a two-thirds majority vote at any Central Committee meeting, appoint any caucus member in good standing to fill any Executive Office position held by 'None of the Above' until the next state convention following a regular congressional election, at which time nominees may be elected to Executive Officer positions in accordance with Section 4.2a of this constitution."



Motion seconded by Ginger Grider.

Amendment #1 by Jay Vandersloot – strike “nominated” and replace it with “seated” – seconded by Jessica Murphy and accepted by Burly Cain. Amendment #1 passes.

Amendment #2 by Elisheva Levin – replace the provision forbidding anyone from being seated in a slot where ‘None of the Above’ wins with part of Section V-3 of the Standing Rules – “if there are more than two candidates, and none receives a majority of votes, the candidate who has the lowest vote total shall be removed until one candidate receives a majority vote” – amendment not seconded, rejected by B. Cain.

Motion to withdraw original motion by Burly Cain, seconded by Ginger Grider – motion withdrawn.

10. Motion by Burly Cain – Proposed Amendment #5 as submitted by Burly Cain and David Clements –

Add a bylaw, to be numbered Bylaw #4, which reads: “Should any circumstance or situation arise that is not clearly and directly addressed by this Party constitution and bylaws, then the National Libertarian Party Bylaws and Convention Rules shall govern.”

Motion seconded by Ginger Grider, Jessica Murphy. Question called by David Clements, seconded by Aaron Henry Diaz – question passes. Motion passes.

11. Motion by Burly Cain – remove Proposed Amendment #3 from table back into discussion. Seconded by Jessica Murphy. Motion withdrawn by Burly Cain, withdrawal seconded by Aaron Diaz – motion withdrawn with no objections.

12. Voting for Party Offices (Section (f) of Business Session – see Agenda at Appendix B)

A. State Party Chair – Burly Cain elected after recess (see (B) below).

1. Burly Cain nominated by Aaron Diaz, seconded by Ginger Grider, receives 40 votes.
2. Elisheva Levin nominated by Chuck Hudson, seconded by Ron Bjornstad, receives 11 votes.

B. 10-minute recess declared by Acting State Chair Elizabeth Honce at 1:51 PM – Convention called back into session at 2:18 PM. 51 voting delegates present – 26 required for majority, 34 for two-thirds supermajority.

C. Motion by David Clements – hold off on distributing ballots until all officers are nominated and each has their five minutes of speeches – motion seconded by Burly Cain. Comment by National LP Chair Nick Sarwark – this could prevent people nominated for one office and failing to win from running for other offices. Motion withdrawn by David Clements.

D. Motion by Ginger Grider – write candidates’ names whiteboard. Motion passes.

E. State Party Vice Chair – Elizabeth Hanes elected.

1. Elizabeth Hanes nominated by Aaron Diaz, seconded by Jessica Murphy, receives 35 votes.
2. Elisheva Levin nominated by Jay Vandersloot, seconded by Chuck Hudson, receives 12 votes.

F. State Party Treasurer

1. Jason Vaillancourt nominated by Ginger Grider, seconded by Tom Mahon, receives 34 votes.
2. Bruce Levin nominated by Jay Vandersloot, seconded by Chuck Hudson, receives 13 votes.

G. State Party Secretary

1. David Clements nominated by Burly Cain, receives 35 votes.
2. Mike Blessing nominated by Jay Vandersloot, receives 10 votes.

H. Motion by Jay Vandersloot – recess the Convention into individual caucuses by each congressional district for fifteen (15) minutes, then return to Convention for the At-Large seats of the State Central Committee. Recess begins at 3:33 PM and ends at 3:48 PM. Motion seconded by Jessica Murphy – motion passes.

I. Congressional District seats of State Central Committee –

1. 1st Congressional District – Paul McKenney and Ken Marshall
2. 2nd Congressional District – Jessica Murphy and Rebecca Lescobes
3. 3rd Congressional District – Debbie Espie and Ranota Banks

- J. At-Large seats on the State Central Committee –
1. Tom Mahon nominated by David Clements
  2. Jay Vandersloot nominated by Elisheva Levin
  3. Ross Redmon nominated by Jessica Murphy
  4. Ginger Grider nominated by Ross Scalise
  5. Rheanna Butler nominated by Ross Scalise
  6. Chris Luchini nominated by Ginger Grider

Motion by Ron Bjornstad to close nominations – seconded by Ginger Grider and Aaron Diaz.

Nominees accepted by acclamation.

13. Motion by Burly Cain – nominate Chris Manning as a candidate for State House District 4 in the 2018 election  
Amendment by Tom Mahon to defer this nomination until 2018 – amendment seconded by Ginger Grider and Jay Anthony Lawrence. Call for vote – amendment passes.
14. Motion by Aaron Diaz – nominate Elisheva Levin as a candidate for State House District 49 in the 2018 election.  
Motion seconded by Tom Mahon – motion passes.
15. Motion by Burly Cain – nominate Chris Luchini as a candidate for Los Alamos County Sheriff in the 2018 election.  
Motion seconded, question called by Elizabeth Hanes.  
Amendment #1 by Burly Cain – suspend rules (5.4(c) of the LPNM Constitution and Bylaws) for this instance to allow this nomination – seconded by Ginger Grider – amendment #1 passes. Chris Luchini nominated.
16. Motion by Tom Mahon – approve 2016 State Convention Minutes  
Motion seconded by David Clements – motion passes.
17. Treasurer's Report filed by Bruce Levin.
18. Motion by Tom Mahon to thank National LP Chair Nick Sarwark and LNC Region 1 Representative Caryn Ann Harlos – motion passes by acclamation.
19. Motion to adjourn Business Session at 4:27 PM – motion passes by acclamation.
20. Keynote Address by National LP Chair Nick Sarwark at 4:28 PM
21. Address by Caryn Ann Harlos at 4:58 PM
22. Motion to adjourn Convention at 5:40 PM – motion passes.

APPENDIX A – AGENDA

AGENDA

Libertarian Party of New Mexico

2017 State Convention, April 8, 2017

University of New Mexico School of Law

Albuquerque, New Mexico

10:00 a.m. - 10:45 a.m.	Check In.
11:00 a.m. - 11:30 a.m.	Call to Order, Welcome by Chair Elizabeth Honce, Listing of Accomplishments of your State Party, Tribute to Allen Cogbill (RIP), and past Chair Marty Swinney
11:30 a.m. - 12:45 p.m.	Keynote Speaker: Nicholas J. Sarwark, Chair of the National Libertarian Party
12:45 a.m. - 1:30 p.m.	Working Lunch Provided, Caucus of Affiliates
1:30 p.m. - 1:45 p.m.	Break (Prep time).
2:30 p.m. - 2:45 p.m.	Business meeting.  a. Call to Order by Convention Chair b. Convention Chair appoints Convention Officials. c. Credentialing Report by Convention Committee. d. Approval of Standing Rules. e. Approval of the Agenda. f. Vote for Party Offices.
4:45 p.m.	Adjourn.
5:30 p.m. -6:00 p.m.	Central Committee Meeting at an agreed-upon location.

## APPENDIX B – PROPOSED STANDING RULES



# Libertarian Party of New Mexico 2017 State Convention

LIBERTY IN OUR LIFETIME!  
April 8, 2017 UNM School of Law

## Proposed Convention Standing Rules

### I. CONDUCT WITHIN THE MEETING ROOM

- A. Except for those devices necessary for the conduct of the business meeting by the Central Committee, Convention Committee and appointed officials, all electronic devices shall be silenced or on vibrate at all times during the business meeting.
- B. For admission to the Caucus Member seating area for the business meeting, Caucus Members shall be required to wear the badge issued by the Convention Committee upon registration.
- C. Only Central and Convention Committee members and appointees shall sit at or stand in the designated official seating area reserved for those running the Convention.
- D. No person shall disturb materials placed on a Caucus member's seat except the Caucus member occupying the seat.
- E. No Caucus Member or other party member shall address the body unless recognized by the Convention Chair when at a designated speaker's box.

### II. CONDUCT OF DEBATE

- A. The Convention Chair shall regulate the proceedings at all times so as not to outpace the recording secretary and/or the technical assistant.
- B. No Caucus or other party member shall speak except upon recognition by the Convention Chair when standing at a designated speaker's box.
- C. No member shall speak in debate more than once on the same question or longer than two minutes without permission of the Convention granted by a simple majority vote without debate, limited to one extra 2 minute increment on the same question.
- D. The maker of a Motion (including Committees) shall have the right to speak last for no longer than two minutes even after debate is closed.
- E. Motions from the floor may be made verbally, and adopted wording shall be provided to the Secretary of the Convention in writing following adoption at the Secretary's discretion.

### III. PARLIAMENTARY AUTHORITY

- A. The rules contained within Robert's Rules of Order Newly Revised 11<sup>th</sup> Edition shall govern the Convention in all cases to which they are applicable and are not inconsistent with the Constitution and By-Laws of the LPNM, these Convention Rules, and any other special rule the Convention may adopt.

### VI. ORGANIZATION OF THE CONVENTION

- A. The current State Chair shall serve as the Convention Chair, and immediately concluding the official Call to Order, shall appoint Convention Officials as required.
- B. The Convention Chair shall call the Convention to Order promptly at the time designated in the Convention Agenda.
- C. After the Chair's call to order of the business meeting, the Convention Committee shall report the number of Caucus Members registered with the proper credentials. Names of the credentialed Caucus Members shall be read and Caucus Members shall be afforded time to correct an omission of their own names before the report shall be adopted by majority vote. Quorum shall be fixed at the next whole number greater than exactly half of the number reported by the Convention Committee.

D. The Chair of the Convention Committee shall report on the Standing Rules of the Convention, which shall be adopted by two-thirds vote.

E. The Convention Chair shall report on the agenda, which shall be adopted by majority vote.

#### V. PARTY OFFICE NOMINATIONS AND BALLOTING

1. The Convention Chair shall announce which party offices are open for election and the qualifications for those offices in the order in which they appear in the Party Constitution and By-laws, by Article and Section. Elections will take place in that order. No nominee who is unqualified for office according to the Constitution and By-laws shall be entered into candidacy.

2. For each Executive Office, the Convention Chair shall ask for nominations. Qualified nominees will be entered into candidacy upon verbal assent following the close of nominations for that office. Candidate speeches will be held in the order of nomination. The total duration of each speech shall be five minutes, with an additional five minutes for vetting by the Caucus Members. Candidates may include a Caucus Member endorsement, but must also speak on their own behalf within time allowed.

3. Voting on executive offices shall be conducted by secret ballot, except when an office is not contested when a vote by acclamation can be had by 2/3 majority vote of the Convention with no debate. Otherwise, the winner shall be the candidate with the majority of those voting. If there are more than two candidates, and none receives a majority of votes, the candidate who has the lowest vote total shall be removed until one candidate receives a majority vote.

4. Members of the Convention committee shall count secret ballots, and the count shall be watched by non-voting party members, if present. For votes from the floor, the chair has the discretion to appoint teller(s) to assist. A member standing for office shall not participate in the count of the vote for that office. Ballots shall be available for inspection following the count.

#### 5. Voting on Central Committee Offices:

a. The LPNM Constitution and Bylaws require one Central Committee officer for each of the three Congressional districts in New Mexico. During the Convention's working lunch, Caucus members will caucus as a district to elect their District Central Committee Representative. Each of the three district caucuses shall appoint a spokesperson to announce their elected representative to the Convention at the appropriate time during the business meeting.

b. Balloting for At-Large Central Committee Members will take place during business session time allotted for Central Committee elections and may be accomplished by secret ballot, or by show of hands when there are only three candidates, using a motion for 2/3 vote without debate. If there are more than three candidates, and none achieves a majority of the votes, the candidate who has the lowest total shall be removed on each subsequent ballot until three candidates are elected.

#### VI: CONVENTION REPORTS

A. All reports, and any other material for the proceedings or the permanent record shall be sent to the Convention Secretary in an acceptable digital format within 48 hours of the end of the Convention. Convention reports include: Appointment of Convention Officials, Convention Committee Credentials Report, Convention Committee Standing Rules Report, and Agenda Report.

B. Executive Committee Reports, which include the Convention Secretary's Report from 2016, the Treasurer's Summary and any special report, shall be electronically transmitted to the Convention Secretary within 48 hours of the end of the Convention.

C. Executive reports shall not be read from the floor but will be provided in the Convention Packet. Caucus Members are expected to read them prior to discussing and voting on them. Three minutes shall be allotted for the officer in charge of a regular report to provide a summary and answer any questions from the floor. The Secretary's report then needs a motion to accept, and the Chair shall announce the Treasurer's report as filed.

## **AFFIDAVIT OF MIKE BLESSING**

I, MIKE BLESSING, hereby depose and state:

1. I was a member of the Libertarian Party of New Mexico in 2017 and a member of the Central Committee.
2. I was Convention Secretary at the 2017 annual Libertarian Party of New Mexico State Convention, which was being held at the University of New Mexico School of Law in Albuquerque, New Mexico, on April 8, 2017.
3. We were attempting to get the morning session of the convention underway, as we had to speakers lined up for the morning and then the business meeting of the Libertarian Party of New Mexico (LPNM) was to have taken place from 2:00 to 5:00 p.m., as had been advertised in the Albuquerque Journal two weeks prior.
4. To our shock and dismay, when the Chair, Elizabeth Honce, called the convention to order, attendees David Clements and Robert Duncan "Burly" Cain immediately made a motion to overturn the bylaws of the LPNM and also to change the business meeting to the morning so that they would not be outvoted. Not all the caucus members who would have had a right to vote on this motion were even seated in the convention room at this time, and many members were relying on the time which had been published in the newspaper and were not even present yet.
5. The vote to overturn the bylaws and to change the time of the business meeting was held over our objections and David Clements and Burly Cain and their partisans insisted the business meeting begin. It was at that point, that the Chair instructed me to begin taking minutes.
6. Their actions disenfranchised many members of the LPNM who showed up at the appointed time which was published in the newspaper, only to find out that the votes had already taken place. I believe this to be against state law.


Further, Affiant sayeth naught.

  
MIKE BLESSING  
Affiant

STATE OF NEW MEXICO     )  
  )     ss.  
COUNTY OF BERNALILLO    )

Subscribed and sworn to before me, on this, the 25<sup>th</sup> day of  
April, 2018.



  
NOTARY PUBLIC

My commission expires: 12-19-21.

## AFFIDAVIT OF RONALD E. BJORNSTAD

I, RONALD E. BJORNSTAD, hereby depose and state:

1. I was a member of the Libertarian Party of New Mexico in 2017 and a member of the Central Committee and Membership Chair.

2. I attended the annual Libertarian Party of New Mexico State Convention, which was being held at the University of New Mexico School of Law in Albuquerque, New Mexico, on April 8, 2017.

3. As Membership Chair, my job for the convention was to make sure the Notice of the Convention was published two weeks before in a publication of general circulation, so I placed an ad for the annual Libertarian Party of New Mexico Convention in the Albuquerque Journal for the weekend of March 24, 2017, listing the time of the business meeting, which is important for all caucus members who wish to cast votes.

4. The published time for the business meeting was April 8, 2017, between 2:00 p.m. and 5:00 p.m.

5. My additional duty was to organize the check-in and verification of voter registration as a Libertarian for caucus members who were attending the convention, and the check-in started at 9:00 a.m.

6. After working at the check-in station outside the convention room for quite some time, I entered and took a seat in the convention room.

7. After the convention was called to order, I observed that attendees David Clements and Robert "Burly" Cain made a motion to overturn the bylaws and change the time of the business meeting to the morning instead of at the published time.

8. Many of us objected, but we did not have enough members present in the morning session to overturn the votes of David Clements, Robert "Burly" Cain, and their cohorts, whose plan, it appeared, was to overturn our convention agenda and forcefully take over the party.



9 At 2:00 p.m., members started to arrive for the business meeting, only to find out the votes were underway or had already taken place, which disenfranchised them from full participation in the convention and party.

Further, Affiant sayeth naught.

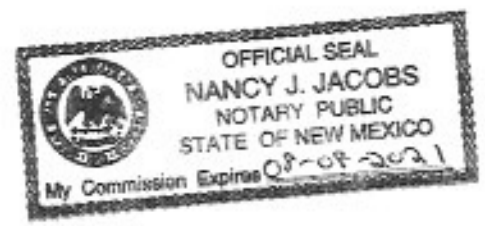
Ronald E. Bjornstad  
RONALD E. BJORNSTAD  
Affiant

STATE OF NEW MEXICO )  
COUNTY OF BERNALILLO ) ss.  
Sandoval )

Subscribed and sworn to before me, on this, the 25 day of  
April, 2018.

Nancy J. Jacobs  
NOTARY PUBLIC

My commission expires: August 8, 2021



**AFFIDAVIT OF ELISHEVA HANNAH LEVIN**

I, ELISHEVA HANNAH LEVIN, hereby depose and state:

1. I am a former member of the Central Committee of the Libertarian Party of New Mexico, and also served on the Executive Committee over the past ten years.

2. I have studied and know the Constitution, Bylaws, and New Mexico State Election Law in order to more effectively serve on the Central Committee.

3. At the time of the Annual Convention of the Libertarian Party of New Mexico, on April 8, 2017, I was an at-large member of the Central Committee, and had helped the members of the Executive Committee plan the 2017 convention.

4. The business meeting for the Annual Convention was planned from 2:00 p.m. til 5:00 p.m., April 8, 2017, at the University of New Mexico School of Law.

5. A notice to that effect was also placed in the Albuquerque Journal, clearly stating the date and time of the business meeting for the convention.

6. This notice was placed in the Albuquerque Journal newspaper by then Membership Chair, Mr. Ron Bjornstad, at the direction of the Executive Committee.

7. On the morning of April 8, 2017, I arrived at UNM School of Law in time to assist members of the Executive Committee register attendees to the convention.

8. Because I was relying on what we had posted in the newspaper and the printed agenda for the Convention, I knew for the morning session

there were two speakers scheduled, so I believed I had time to help the Executive Committee members who were not needed in the convention room continue to register attendees, as no voting would be happening until 2:00 p.m.

9. I agreed to stay outside during the speeches and continued to tend the registration table.

10. Suddenly, another Central Committee member came out and told me that Burly Cain and David Clements had organized to change the time of the business meeting, and they had already conducted a vote and changed the meeting from the announced time, against the objections of the Chair and other members of the Executive Committee.

11. When I learned what had happened, I entered the convention room but was given no opportunity to object, and the partisan parliamentarian that these men had brought to the meeting told me I could not bring up the vote for reconsideration nor give a point of information.

12. I have read in Roberts' Rules of Order 11th Edition that the parliamentarian was wrong on both statements.

13. Had I been given the opportunity, I would have pointed out the contradiction of the announced time which was posted in a newspaper of record in order to satisfy state law.

14. What David Clements and Burly Cain and their supporters did was a violation of New Mexico State Election Law, and they took over our State Party by force.

15. I was disenfranchised by the actions of Burly Cain, David Clements, and their partisans. I had no opportunity to bring important information to the attention of the convention, nor did I have the opportunity to vote as a paying caucus member on an important vote according to the LPNM Constitution and By-laws.

Further, Affiant sayeth naught.

*Elisheva H. Levin*

ELISHEVA HANNAH LEVIN  
Affiant

STATE OF NEW MEXICO )  
  )  
COUNTY OF BERNALILLO )

ss.

Subscribed and sworn to before me, on this, the 26<sup>th</sup> day of

April, 2018.



*Isaac Contreras*  
NOTARY PUBLIC

My commission expires: 07/29/20.

**AFFIDAVIT OF MATTHEW J. URREA**

The Affiant, MATTHEW J. URREA, hereby deposes and states:

1. I was a member of the Libertarian Party of New Mexico during 2017-2018 and attended the Libertarian Party of New Mexico Annual Convention on April 8, 2017.
2. Because I knew the business meeting was to be held in the afternoon of the Convention, I scheduled my work for a half-day in the morning, so I would be able to come to the Convention and participate.
3. When I arrived at the Convention at around 1:00 p.m., I was shocked to hear that the business meeting had been moved to the morning so that those of us who were planning on attending the business meeting were shut out of the vote and denied the opportunity as caucus members to participate in the business meeting and voting which was advertised in the Albuquerque Journal.
4. As I came into the Convention room, I joined in the voting, which was already happening and almost over, and the hostility toward the Executive Committee members by a guy named Burly and some other guy I later learned was David Clements made me physically nauseous. It was a sickening spectacle the way they were behaving.
5. I decided then and there that I would not have anything more to do with the Libertarian Party of New Mexico if those guys were running it.
6. What those guys did was wrong, and they violated our rights.

Further, Affiant sayeth naught.

  
MATTHEW J. URREA  
Affiant

STATE OF NEW MEXICO        )  
  :        ss.  
COUNTY OF BERNALILLO    )

Subscribed and sworn to before me on this, the 7 day of May, 2018.



*[Handwritten Signature]*  
NOTARY PUBLIC

My Commission Expires: 7-18-2021

Statement of events of the 2016 Libertarian Convention

This is to document how experiences at the 2016 Libertarian convention at UNM Anderson School of Law Building in 2016. I feel we were disenfranchised by my not allowing me to cast my vote due to the "secret" and borderline illegal schedule change. By moving the vote time from the morning instead of the 1300 hrs, it made it impossible for Libertarian members in the rural parts of NM to make it in for the vote.

We relied on the business meeting being at the time it was scheduled. NOT at a last minute "Oh my people are here let's vote" that did happen. This basically denied me AND my son AND all who showed up on time BY the schedule our right to vote. That was a violation of NM state law, AND a violation of the Libertarian party rules, by laws and regulations.

This had the appearance of "ballot box stuffing". Since only the party members that were part of the "junta" were present for the voting. The libertarian party is founded on freedom and non-aggression, and all members having an equal voice. The convention in NM of 2016 had none of those qualities.

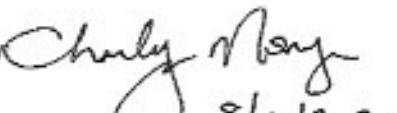


Charles M Hudson

20576 Icefall Drive

Eagle River Alaska 99577

Witnessed by



8/6/2020

